PATENTS

UNITED STATES PATENT AND TRADEMARK OFFICE

Application: 10/674,236

Examiner:

Nash, Brian D.

Filed:

September 29, 2003

Art Unit:

3721

Inventor:

Shelton, et al.

Atty Ref.:

END5126USNP-0517368

Title:

SURGICAL STAPLING INSTRUMENT HAVING MULTISTROKE

FIRING WITH OPENING LOCKOUT

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This paper is being filed in response to the Restriction Requirement mailed on 10/05/2007. In particular, Applicant was required to elect from Group I (claims 1-6 and 10) and Group II (Claims 7-9), which were deemed to relate to distinct inventions.

Applicant elects to prosecute the claims of Group I (claims 1-6 and 10), without traverse, and without prejudice. Applicant reserves the right to pursue the claims of Group II at a later date.

Respectfully Submitted,

Andrew B. Ulmer (Reg. No. 57,003)

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